

# MINUTES OF THE NOVEMBER 9, 2016 CODE ENFORCEMENT SPECIAL MAGISTRATE HEARING

The following are the minutes of the Special Magistrate Hearing held on NOVEMBER 9, 2016 as taken by Jamie Davis

Present at the hearing:

## **SPECIAL MAGISTRATE**

Charles D. Johnson

## **CODE ENFORCEMENT STAFF:**

Dennis Bunt, Code Enforcement Supervisor  
Stan Wilson, Code Enforcement Officer  
Mark Shepherd, Code Enforcement Officer  
Lisa Douglas, Code Enforcement Officer  
Shasta Longley, Code Enforcement Officer  
Jamie Davis, Public Hearing Coordinator

## **STAFF ATTORNEY:**

Diana Johnson, Assistant County Attorney

Charles D. Johnson called the meeting of the Special Magistrate to order at 10:00 a.m.

Staff was sworn in by Charles Johnson.

Diana Johnson announced the changes to the agenda.

## **Code Enforcement:**

### **ITEM 2**

#### **Richard & Donna Wiedeman, SM-2016-05-0154**

Respondents were not present.

Diana Johnson stated this case is charging the owner with violation of Section 23-98 "Junk" and Section 23-99 "Accumulation of Solid Waste Prohibited". Staff recommended the Special Magistrate find the Respondents in violation of these sections and grant 14 days to comply or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Supervisor Dennis Bunt testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

**ITEM 7**

**27 GC Ventures, LLC, SM-2016-07-0059**

Respondent was not present.

Diana Johnson stated this case is charging the owner with violation of Section 23-98 "Junk" and Section 23-99 "Accumulation of Solid Waste Prohibited". Staff recommended the Special Magistrate find the Respondent in violation of this section and grant 14 days to comply or a fine of \$50.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Officer Stan Wilson testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

**ITEM 8**

**Joseph Riley, SM-2016-07-0326**

Respondent was not present.

Diana Johnson stated this case is charging the owner with violation of Section 14-56 "Declaration of Nuisance and Prohibited Conditions". Staff recommended the Special Magistrate find the Respondent in violation of this section and grant 14 days to comply or a fine of \$50.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Officer Stan Wilson testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

**ITEM 10**

**Homeward Residential Ocwen, SM-2016-07-0097**

Marc Brown, attorney for registered agent, was present and sworn.

Diana Johnson stated this case is charging the owner with violation of Section 6-22 "Adoption and Enforcement (International Property Maintenance Code Section 303)".

Staff recommended the Special Magistrate find that the Respondent in violation of this section and grant 14 days to comply or a fine of \$50.00 to begin on the 15<sup>th</sup> day.

File was entered into evidence

Marc Brown stated that Homeward Residential Ocwen does not own this property and that there is a legal issue with the deed.

Special Magistrate Charles D. Johnson abated the case to allow time to resolve deed issue.

**ITEM 14**

**Maribel Tafoya, SM-2016-08-0222**

Respondent was not present.

Diana Johnson stated this case is charging the owner with violation of Section 14-56 "Declaration of Nuisance and Prohibited Conditions", Section 23-98 "Junk" and Section 23-99 "Accumulation of Solid Waste Prohibited". Staff recommended the Special Magistrate find that the Respondent in violation of these sections and grant 14 days to comply or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Officer Mark Shepherd testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

**ITEM 15**

**Gary Johnson, SM-2016-08-0224**

Respondent was not present.

Diana Johnson stated this case is charging the owner with violation of Section 23-98 "Junk" and Section 23-99 "Accumulation of Solid Waste Prohibited". Staff recommended the Special Magistrate find the Respondent in violation of these sections and grant 14 days to comply or a fine of \$50.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Officer Mark Shepherd testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

**ITEM 24****Kimberly Morrison, SM-2016-06-0288**

Respondent was not present.

Diana Johnson stated this case is charging the owner with violation of Section 23-98 “Junk”, Section 23-99 “Accumulation of Solid Waste Prohibited”, and Section 3.06.03 “Permitted Parking”. Staff recommended the Special Magistrate find the Respondent in violation of these sections and grant 30 days to comply or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day. Diana Johnson stated that the property was sold on November 2, 2016 to Joseph Ball and that Joseph Ball has stated he is working on cleaning up the property and is agreeable to the 30 days.

File was entered into evidence.

Officer Lisa Douglas testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff’s recommendation.

**ITEM 25****Atif Fareed & Elaine Fareed, SM-2016-07-0049**

Respondents were not present.

Diana Johnson stated this case is charging the Respondents with violation of Section 14-56 “Declaration of Nuisance and Prohibited Conditions”, Section 23-98 “Junk” and Section 23-99 “Accumulation of Solid Waste Prohibited”. Staff recommended the Special Magistrate find the Respondent in violation of these sections and grant 14 days to comply or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Officer Lisa Douglas testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff’s recommendation.

**ITEM 27****South Lake Commercial Leasing LLC, SM-2016-08-0215**

Respondent was not present.

Diana Johnson stated this case is charging the Respondent with violation of Section 14-56 “Declaration of Nuisance and Prohibited Conditions”. Staff recommended the Special Magistrate find the Respondent in violation of this Section and grant 14 days to comply or a fine of \$50.00 per day to begin on the 15<sup>th</sup> day..



File was entered into evidence.

Officer Shasta Longley testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

**ITEM 31**

**Barbara Castillo, SM-2016-08-0416**

Respondents was not present.

Diana Johnson stated this case is charging the owner with violation of Section 23-98 "Junk" and Section 14-56 "Declaration of Nuisance and Prohibited Conditions". Staff recommended the Special Magistrate find that the Respondent in violation of these sections and grant 14 days to comply or a fine of \$100.00 per day to begin on the 15<sup>th</sup> day.

File was entered into evidence.

Officer Shasta Longley testified to the facts of the case.

Special Magistrate Charles D. Johnson accepted staff's recommendation.

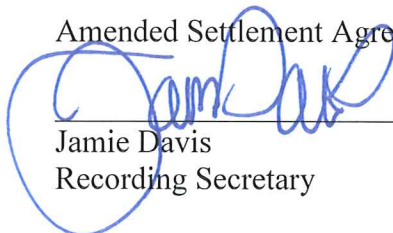
**ITEM 23**

**Trailside Industrial Inc., SM-2016-01-0286**

Respondents were not present.

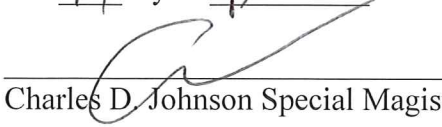
Diana Johnson stated in this case the Respondents and the County have entered into a amended settlement agreement for the property to allow additional time to come into compliance. The amended settlement agreement was presented to the Special Magistrate for signature.

Amended Settlement Agreement signed in open court.



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Jamie Davis  
Recording Secretary

Receipt of the minutes as prepared of the November 9, 2016 hearing is acknowledged  
this 14 day of Dec 2016.



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Charles D. Johnson Special Magistrate